

TOWN OF DAVIE

TOWN COUNCIL AGENDA REPORT

TO: Mayor and Councilmembers

FROM/PHONE: Mark Kutney, AICP, Development Service Director/945-797-1101
Prepared by: Larry A. Peters, P.E., Town Engineer

SUBJECT: Resolution
Quit Claim Deed/Frank and Veronica Miele/Town of Davie
Generally located on the southwest corner of SW 20 St and SW 127 Ave.

AFFECTED DISTRICT: District 3

TITLE OF AGENDA ITEM:

A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE MAYOR AND TOWN ADMINISTRATOR TO ACCEPT A QUIT CLAIM DEED FOR 25' OF RIGHT-OF-WAY FROM FRANK AND VERONICA MIELE; AND PROVIDING FOR AN EFFECTIVE DATE.

REPORT IN BRIEF:

In order to provide for public roadway, rights of ways are required from this property owner. The North 25.00 ft. of Tract 177 of FLAMINGO GROVES UNIT "E", lying and being in the East half (1/2) of Section 14, Township 50 South, Range 40 East, according to the Plat thereof, recorded in Plat Book 15, page 5 of the Public Records of Broward County, Florida, as described in exhibit "A" is being transmitted to the Town of Davie via Quit Claim Deed. This resolution will provide the Town the necessary right of way required to install roadway and drainage improvements.

PREVIOUS ACTIONS: None

CONCURRENCES: None

FISCAL IMPACT: Not Applicable

RECOMMENDATION(S):

Staff finds the item complete and suitable for transmittal to Town Council for further consideration

Attachment(s): Resolution, Quit Claim Deed, Legal Description and Sketch

RESOLUTION _____

A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE MAYOR AND TOWN ADMINISTRATOR TO ACCEPT A QUIT CLAIM DEED FOR 25' OF RIGHT-OF-WAY FROM FRANK AND VERONICA MIELE; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, a Quit-Claim Deed has been submitted to the Town donating fifteen feet right of way; and

WHEREAS, the Town of Davie wishes to acquire this twenty five feet for right-of-way by accepting a Quit Claim Deed.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF DAVIE, FLORIDA.

SECTION 1. The Town Council of the Town of Davie does hereby authorize the Mayor and Town Administrator to accept a Quit Claim Deed, a copy of which is attached hereto as Exhibit "A".

SECTION 2. The Resolution shall take effect immediately upon its passage and adoption.

PASSED AND ADOPTED THIS _____ DAY OF _____, 2004.

MAYOR/COUNCILMEMBER

ATTEST:

TOWN CLERK

APPROVED THIS _____ DAY OF _____, 2004.

This instrument was prepared by

Monroe D. Kiar
6191 S.W. 45th Street
Suite 6151A
Davie, Florida 33314

Record & Return to:

Town of Davie Administrative Services
6591 SW 45th Street
Davie, FL 33314-3399

Parcel ID No. 10014-01-04900

This Quit-Claim Deed dated this _____ day of _____, A.D. 2003, by **VERONICA MIELE, a married woman, joined by her husband, FRANK MIELE**, whose post office address is 2421 SW 127th Avenue, Davie, Florida 33325, first party, to the **TOWN OF DAVIE, a political subdivision of the State of Florida**, whose post office address is 6591 SW 45th Street, Davie, Florida 33314, second party:

(Wherever used herein the terms "first party" and "second party" shall include singular and plural, heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations, wherever the context so admits or requires.)

Witnesseth That the said first party, for and in consideration of the sum of \$1.00, and other valuable considerations, paid, receipt of which is hereby acknowledged, do hereby remise, release, quit claim and convey unto the party of the second part, its successors and assigns a Right-of-Way for the construction, maintenance and operation of a local paved road, sidewalks, utilities, drainage, street lights and associated appurtenances, all right, title and interest, claim and demand which the parties of the first part have in and to the following described land, situate, lying and being in the Town of Davie, County of Broward, State of Florida, to-wit:

The North 25.00 feet of Tract 177 of FLAMINGO GROVES UNIT "E", lying and being in the East half (1/2) of Section 14, Township 50 South, Range 40 East, according to the Plat thereof, recorded in Plat Book 15, Page 5, of the Public Records of Broward County, Florida. Said portion of land situate in the Town of Davie, Broward County, Florida, containing 15,864.5 square feet, more or less.

To Have and to Hold the same together with all and singular the appurtenances thereunto belonging or in anywise incident or appertaining, and all the estate, right, title, interest, lien, equity and claim whatsoever of the said first party, either in law or equity, to the only proper use, benefit and behoof of the said second party, its successors and assigns forever.

In Witness Whereof,

The said first party has signed and sealed these presents the day and year first above written.

Signed, sealed and delivered in the presence of:

[Signature]
Witness

OSCAR. E. TOVAR
Print Name

[Signature]
Witness

JOSE A. DIAZ
Print Name

Veronica Miele
VERONICA MIELE
Social Security No. 265-63-7386

[Signature]
Frank Miele
Social Security No. 264-35-0778

STATE OF FLORIDA
COUNTY OF BROWARD

The foregoing instrument was acknowledged before me this 5 day of December, 2003,
by **VERONICA MIELE and FRANK MIELE**, who are personally known to me, or who produced
as identification, and who did not take an oath.

L-E-B-
Notary Public, State of Florida,
at Large.

Print, Type, or Stamp Name

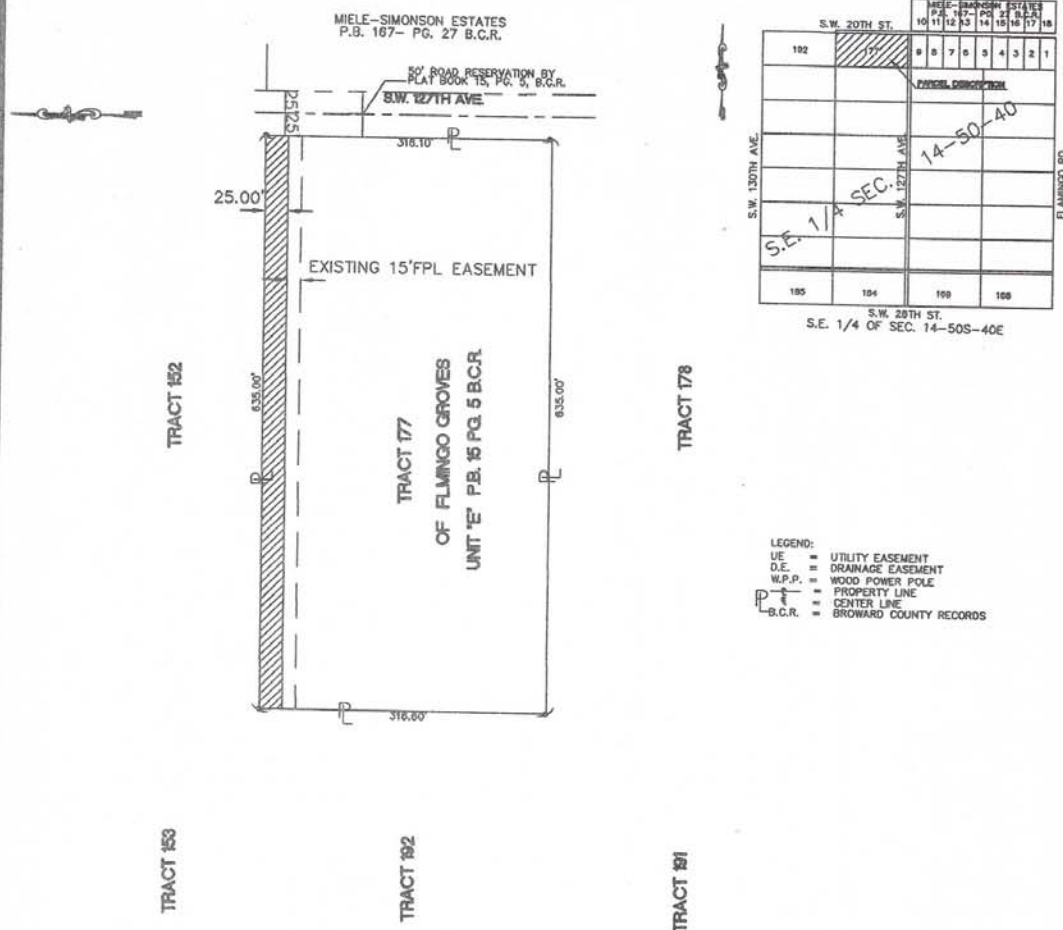
OFFICIAL NOTARY SEAL LAURA E BABINEC NOTARY PUBLIC STATE OF FLORIDA COMMISSION NO. DD181613 MY COMMISSION EXP. JAN. 30, 2007
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My Commission Expires:

EXHIBIT 'A'

RIGHT-OF-WAY DEDICATION

THIS IS NOT A SURVEY BUT ONLY A GRAPHICAL REPRESENTATION OF THE DESCRIPTION SHOWN HEREON.



DESCRIPTION:

THE NORTH 25.00 OF TRACT 177 OF "FLAMINGO GROVES UNIT E", LYING AND BEING IN THE EAST HALF (1/2) OF SECTION 14, TOWNSHIP 50 SOUTH, RANGE 40 EAST, ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 15, PAGE 5 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA.

SAID LANDS SITUATE LYING AND BEING IN THE TOWN OF DAVIE, BROWARD COUNTY, FLORIDA, CONTAINING 15,864.50 SQ. FT. MORE OR LESS.

I HEREBY CERTIFY:

THAT THE ATTACHED SKETCH AND DESCRIPTION CONFORMS TO CHAPTER 61G17- (BOARD OF PROFESSIONAL SURVEYOR AND MAPPERS), AND IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

NOTE: THE UNDERSIGNED AND ASSOCIATED ENGINEERS OF SOUTH FLORIDA, INC. MAKES NO REPRESENTATIONS NOR GUARANTEES AS TO THE COMPLETENESS OF THE INFORMATION REPRESENTED HEREON PERTAINING TO EASEMENTS, RIGHTS OF WAY, SETBACK LINES, RESERVATIONS, AGREEMENTS OR OTHER MATTERS OF PUBLIC RECORD. THIS INSTRUMENT IS INTENDED TO REFLECT OR SET FORTH ONLY THOSE ITEMS SHOWN IN THE REFERENCE ABOVE. AEOFS DID NOT RESEARCH THE PUBLIC RECORDS IN CONNECTION WITH THE LANDS DESCRIBED HEREON. THIS INSTRUMENT IS THE PROPERTY OF AEOFS AND SHALL NOT BE REPRODUCED IN WHOLE OR IN PART WITHOUT WRITTEN PERMISSION FROM AEOFS.

PAUL PERNA, P.E.
REGISTERED ENGINEER No. 37334
STATE OF FLORIDA

REVISIONS/UPDATES:

DATED: JULY 29TH, 2002

SCALE: 1"=150'

DRAWN BY: M.J.

CHECKED BY: G.X.A.

PROJECT No.: 2000-115R/W

FOR:

VERONICA MIELE

PROJECT:

SKETCH AND
DESCRIPTION
RIGHT-OF-WAY
DEDICATION



ASSOCIATED ENGINEERS OF SOUTH FLORIDA, INC.
PLANNING STUDIES DESIGN INSPECTION SERVICES
1445 CRIPPIN ROAD, SUITE 101, DAVIE, FL 33314
PHONE: 954-4234-4399 FAX: 954-284-1815

CERTIFICATE OF AUTHORIZATION NO. 8062

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